

The Honorable Robert S. Lasnik

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

JULIAN GUTIERREZ-PONCE,

Defendant.

No. CR20-036-RSL

FINAL ORDER OF FORFEITURE

THIS MATTER comes before the Court on the United States' Motion for a Final Order of Forfeiture ("Motion") for the following property ("Subject Property"):

1. \$15,900 in U.S. currency, seized on or about February 19, 2020, from Defendant Gutierrez-Ponce's residence in Seattle, Washington;
2. \$16,000 in U.S. currency, seized on or about February 19, 2020, from Defendant Gutierrez-Ponce's residence in Seattle, Washington; and
3. A Polymer 80 9mm pistol and 40 rounds of ammunition, seized on or about February 19, 2020, from Defendant Gutierrez-Ponce's residence in Seattle, Washington.

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1 The Court, having reviewed the United States' Motion, as well as the other papers
 2 and pleadings filed in this matter, hereby FINDS entry of a Final Order of Forfeiture is
 3 appropriate because:

- 4 • In the Plea Agreement that the Defendant entered on August 31, 2021, the
 5 Defendant agreed to forfeit the Subject Property pursuant to 21 U.S.C.
 6 § 853(a). Dkt. No. 97, ¶ 12;
- 7 • On December 28, 2021, the Court entered a Preliminary Order of
 8 Forfeiture, finding the Subject Property forfeitable pursuant to 21 U.S.C.
 9 § 853(a) and forfeiting the Defendant's interest in it. Dkt. No. 104;
- 10 • Thereafter, the United States published notice of the pending forfeiture as
 11 required by 21 U.S.C. § 853(n)(1) and Federal Rule of Criminal Procedure
 12 ("Fed. R. Crim. P.") 32.2(b)(6)(C) (Dkt. No. 109), and also provided direct
 13 notice to two potential claimants as required by Fed. R. Crim. P.
 14 32.2(b)(6)(A) (Declaration of Assistant U.S. Attorney Krista K. Bush in
 15 Support of Motion for Entry of a Final Order of Forfeiture, ¶ 2, Exhibits A-
 16 B); and
- 17 • The time for filing third-party petitions has expired, and none were filed.

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 19 NOW, THEREFORE, THE COURT ORDERS:

- 20 1. No right, title, or interest in the Subject Property exists in any party other
 21 than the United States;
- 22 2. The property is fully and finally condemned and forfeited, in its entirety, to
 23 the United States; and

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